IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LODG.) NO.3347 OF 2004

Arshie Complex Co-op. Housing
Society Limited & anr. ..Petitioners.
Vs.
Municipal Corporation of Greater Mumbai & anr. ..
Respondents.

....

Mr. H.N. Thakore i/b M/s. Thakore Jariwala & Associates for the petitioners.
Ms. A.K. Savla for respondent Nos.1 and 2.
Mr. R. Z. Morely i/b Kumona & Co. for respondent No.3.

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CORAM : DALVEER BHANDARI, C.J.&
DR.D.Y.CHANDRACHUD, J.

23rd December, 2004.

P.C. :

The correctness of the order passed by the Municipal Commissioner on 4th November, 2004 directing removal of certain unauthorized encroachments in the present case was the subject matter of two earlier writ petitions that were filed before this Court being Writ Petition (Lodg.) No.3310 of 2004 (Master Ramkumar Santoshi and another v. Municipal Corporation of Greater Mumbai and others) and Writ Petition (Lodg.) No.3296 of 2004 (Vipul Tanna & Others v. Municipal Corporation of Greater Mumbai and

others) decided on 14th December, 2004.

We have considered the matter in detail and have affirmed the correctness of the order passed by the Municipal Commissioner. For the reasons which have already been indicated by us while dismissing the companion writ petitions, we do not find any merit in the present writ petition which shall also accordingly stand dismissed.

CHIEF JUSTICE

DR.D.Y.CHANDRACHUD,
J.